



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: E.B. Reilly, et al.

Serial No.: 10/822,306

Filed: April 12, 2004

For: ANTIBODIES TO ERYTHROPOIETIN  
RECEPTOR AND USES THEREOF

Attorney Docket No.: 7349.US.P1

Examiner: (not yet assigned)

Group Art Unit: 1645

**Certificate of Mailing under 37 CFR §1.8(a):**

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service with sufficient postage as First Class Mail addressed to as follows:

MS Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Date of Deposit: 12/28/04

  
Kimberly A. Iorio

**TRANSMITTAL LETTER**

MS Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

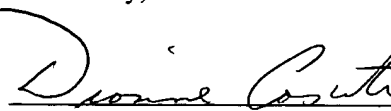
Enclosed herewith for the patent application identified above entitled ANTIBODIES TO ERYTHROPOIETIN RECEPTOR AND USES THEREOF are the following:

1. Response to Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures (1 Page) in duplicate;
2. Copy of Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures (2 Pages);
3. Copy of Raw Sequence Listing Error Report (11 Pages);
4. Statement to Support Filings and Submissions (1 Page);
5. Substitute Sequence Listing (9 Pages);
6. Computer Readable Copy of Substitute Sequence Listing (1 Diskette); and
7. Return Receipt Postcard.

The Commissioner is hereby authorized to charge any additional Filing Fees required under 37 CFR §1.16, as well as any patent application processing fees under 37 CFR §1.17 associated with this communication for which full payment had not been tendered, to Deposit Account No. 01-0025. A duplicate copy of this sheet is enclosed.

Respectfully submitted,  
E.B. Reilly, et al.

ABBOTT LABORATORIES  
Customer No.: 23492  
Telephone: (847) 938-3137  
Facsimile: (847) 938-2623

  
Dianne Casuto  
Registration No. 40,943  
Attorney for Applicants



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: E.B. Reilly, et al.

Serial No.: 10/822,306

Filed: April 12, 2004

For: ANTIBODIES TO ERYTHROPOIETIN  
RECEPTOR AND USES THEREOF

Attorney Docket No.: 7349.US.P1

Examiner: (not yet assigned)

Group Art Unit: 1645

**Certificate of Mailing under 37 CFR**

**§1.8(a):** I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service with sufficient postage as First Class Mail addressed to as follows:

MS Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Date of Deposit: 12/28/04

Kimberly A. Iorio

**RESPONSE TO NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT  
APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID  
SEQUENCE DISCLOSURES**

MS Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures mailed October 28, 2004, in the patent application identified above, Applicants submit herewith a substitute Sequence Listing in paper and computer readable form.

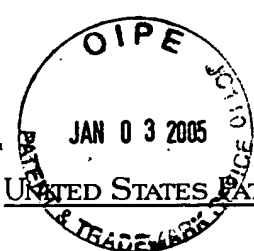
Applicants believe no charge is required for the submission of this Response. However, if a fee is determined to be due, the Commissioner is hereby authorized to charge any additional Filing Fees required under 37 CFR §1.16, as well as any patent application processing fees under 37 CFR §1.17 associated with this communication for which full payment had not been tendered, to Deposit Account No. 01-0025. A duplicate copy of this sheet is enclosed.

Respectfully submitted,  
E.B. Reilly, et al..

*Dianne Casuto*

Dianne Casuto  
Registration No. 40,943  
Attorney for Applicants

ABBOTT LABORATORIES  
Customer No.: 23492  
Telephone: (847) 938-3137  
Facsimile: (847) 938-2623



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

IFW

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/822,306	04/12/2004	Edward B. Reilly	7349.US.P1

23492  
 ROBERT DEBERARDINE  
 ABBOTT LABORATORIES  
 100 ABBOTT PARK ROAD  
 DEPT. 377/AP6A  
 ABBOTT PARK, IL 60064-6008

CONFIRMATION NO. 2602

## FORMALITIES LETTER



\*OC000000014215435\*

Date Mailed: 10/28/2004

# NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

*Filing Date Granted*

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 CFR 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (571) 272-0951
- To Download Patent Software, visit <http://www.uspto.gov/web/patents/software.htm>
- For Patent Software Program Help, call (571) 272-2510 or email [mark.spencer@uspto.gov](mailto:mark.spencer@uspto.gov)

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

Glenn N.  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE